

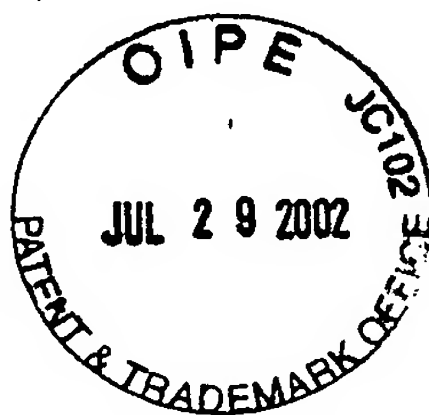


UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
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U.S. APPLICATION NUMBER NO. 10/089,710	FIRST NAMED APPLICANT Ray C.J. Chiu	ATTY. DOCKET NO. SW A 4338p0090us
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Martin L Katz
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Citicorp Center Suite 3800
500 W. Madison St
Chicago, IL 60661-2511



INTERNATIONAL APPLICATION NO. PCT/CA00/01114	
I.A. FILING DATE 09/28/2000	PRIORITY DATE 09/30/1999

CONFIRMATION NO. 2742
371 FORMALITIES LETTER
OC00000008155298

Date Mailed: 05/21/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

RECEIVED
MAY 29 2002
WOOD, PHILLIPS, ET AL

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

121254

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

07/31/2002 HANDED1 00000035 10089710

01 46:205

65.00 OP

Adjustment date: 08/06/2002 HANDED1

07/31/2002 HANDED1 00000035 10089710

01 46:205

65.00 OP

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

TAMALA D HOLLAND

Telephone: (703) 305-5483

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO. 10/089,710	INTERNATIONAL APPLICATION NO. PCT/CA00/01114	ATTY. DOCKET NO. SW A 4338p0090us
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FORM PCT/DO/EO/905 (371 Formalities Notice)

**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION**

Docket No.:

SWA4338P0090US

10/089,710
Rec'd PCT/PTO 29 JUL 2002

Applicant(s): Ray C.J. Chiu et al.

Serial No.: 10/089,710

Filing Date: April 1, 2002

Group Art Unit: Not Yet Assigned

Examiner: Unassigned

Invention: Autologous Marrow Stem Cell (MSC) Transplantation for Myocardial Regeneration

Commissioner for Patents
Box Missing Parts - Fee
Washington, D.C. 20231



Sir:

Transmitted herewith in response to the Office letter dated May 21, 2002 are:

- ☒ Executed declaration or oath for this application.
- ☒ Response copy of the Notice to File Missing Parts of Application.
- ☐ Statement(s) of Small Entity Status.
- ☐ Other: _____
- ☐ Missing Parts surcharge fee for this application.
- ☐ Filing Fee for this application.
- ☒ A check in the amount of \$65.00 to cover the filing fee and/or surcharge. McGill University is a not-for-profit entity and per our Request for Refund dated June 6, 2002, is entitled to Small Entity Status.
- ☐ Charge \$_____ to Deposit Account No. 23-0785.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §1.15-§1.17, or credit any overpayment, to Deposit Account No. 23-0785. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

By Martin L. Katz
Martin L. Katz, Reg. No. 25,011

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
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CERTIFICATE OF MAILING

I hereby certify that this document and fee (if applicable) is being deposited with the United States Postal Service with sufficient postage at First Class Mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on **July 22, 2002**.

Corinne Byk
Corinne Byk